

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Wilhelmus P.M.M van Erp, et al.

Serial No. : 10/673,650

Art Unit: Not Assigned

Filed : September 29, 2003

Examiner: Not Assigned

For : Rapid Exchange Balloon Catheter
With Hypotube Shaft

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December 16, 2003

(Date of Deposit)

Michael W. Montgomery

(Name of applicant, assignee, or Registered Representative)



(Signature)

December 16, 2003

(Date of Signature)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not

enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

☒ There are no listed references which are not in the English language.

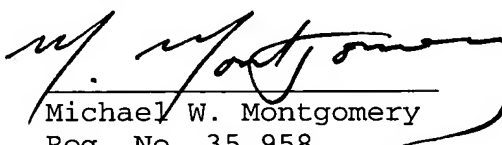
☐ The relevance of those listed references which are not in the English language is as follows:

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/CRD5049/MWM. This form is submitted in triplicate.

Respectfully submitted,


Michael W. Montgomery
Reg. No. 35,958
Attorney for Applicants

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(786) 313-2922
DATED: December 16, 2003

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 5

Application Number	10/673,650
Filing Date	September 29, 2003
First Named Inventor	Wilhelmus PMM van Erp
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	CRD5049

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number known	Kind Code ² (if known)			
		2,930,377		Cowley	03-29-1960	
		4,728,982		Horzowski et al.	06-07-1988	
		4,748,982		Horzowski et al.	06-07-1988	
		4,762,129		Bonzel	08-09-1988	
		4,762,129	B1	Bonzel	07-02-1991	
		4,838,268		Keith et al.	06-13-1989	
		4,887,606		Yock et al.	12-19-1989	
		4,892,519		Songer et al.	01-09-1990	
		4,943,278		Euteneuer et al.	07-24-1990	
		4,968,300		Moutafis et al.	11-06-1990	
		4,988,356		Crittenden et al.	01-29-1991	
		5,040,548		Yock	08-20-1991	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵				
		EP	0 380 873	B1		08-08-1990		
		EP	0 397 357	A1		11-14-1990		
		EP	0 591 199	B1		04-13-1994		
		EP	0 638 327	A1		02-15-1995		
		WO	93/15786			08-19-1993		
		WO	97/17099			05-15-1997		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. ⁶ If possible, ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Sheet 2 of 5

Application Number	10/673,650
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First Named Inventor	Wilhelmus PMM van Erp
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Examiner Name	Unknown
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U.S. PATENT DOCUMENTS

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		Number known)	Kind Code ² (if			
		5,046,503		Schneiderman	09-10-1991	
		5,047,045		Arney et al.	09-10-1991	
		5,056,503		Nagasaki	10-15-1991	
		5,061,273		Yock	10-29-1991	
		5,069,673		Shwab	12-03-1991	
		5,135,535		Kramer	08-04-1992	
		5,154,725		Leopold	10-13-1992	
		5,156,594		Keith	10-20-1992	
		5,159,937		Tremulis	11-03-1992	
		5,201,723		Quinn	04-13-1993	
		5,217,482		Keith	06-08-1993	
		5,232,445		Bonzel	08-03-1993	
		5,281,203		Ressemann	01-25-1994	
		5,290,247		Crittenden	03-01-1994	
		5,300,085		Yock	04-05-1994	

FOREIGN PATENT DOCUMENTS

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Sheet 3 of 5

Application Number	10/673,650
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Group Art Unit	Unknown
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		Number known	Kind Code ² (if)			
		5,315,747		Solar	05-31-1994	
		5,330,499		Kanesaka	07-19-1994	
		5,334,147		Johnson	08-02-1994	
		5,346,505		Leopold	09-13-1994	
		5,350,395		Yock	09-27-1994	
		5,370,615		Johnson	12-06-1994	
		5,370,616		Keith et al.	12-06-1994	
		5,383,890		Miraki et al.	01-24-1995	
		5,387,225		Euteneuer et al.	02-07-1995	
		5,395,334		Keith et al.	03-07-1995	
		5,403,339		Nobuyoshi et al.	04-04-1995	
		5,409,470		McIntyre et al.	04-25-1995	
		5,413,557		Solar	05-09-1995	
		5,425,711		Ressemann et al.	06-20-1995	

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Sheet 4 of 5

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Examiner Name	Unknown
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		Number known	Kind Code ² (if			
		5,451,207		Yock	09-19-1995	
		5,451,233		Yock	09-19-1995	
		5,466,222		Ressemann et al.	11-14-1995	
		5,470,315		Adams	11-28-1995	
		5,490,837		Blaeser et al.	02-13-1996	
		5,496,346		Horzowski et al.	03-05-1996	
		5,501,227		Yock	03-26-1996	
		5,522,818		Keith et al.	06-04-1996	
		5,549,553		Ressemann et al.	08-27-1996	
		5,549,556		Ndondo-Lay et al.	08-27-1996	
		5,567,203		Euteneuer et al.	10-22-1996	
		5,591,194		Berthiame	01-07-1997	
		5,626,600		Horzowski et al.	05-06-1997	
		5,651,364		Yock	07-29-1997	

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		Number known	Kind Code ² (if)			
		5,658,251		Ressemann et al.	08-19-1997	
		5,685,312		Yock	11-11-1997	
		5,702,439		Keith et al.	12-30-1997	
		5,718,680		Kraus et al.	02-17-1998	
		5,728,067		Enger	03-17-1998	
		5,749,888		Yock	05-12-1998	
		5,980,486		Enger	11-09-1999	
		6,004,291		Ressemann et al.	12-21-1999	
		6,129,708		Enger	10-10-2000	
		6,129,709		Millen	10-10-2000	
		6,273,879	B1	Keith et al.	08-14-2001	

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